

1 Robert R. Fischer
FEDERAL DEFENDERS OF EASTERN WASHINGTON AND IDAHO
2 10 North Post, Suite 700
Spokane, Washington 99201
3 (509) 624-7606

4 Attorneys for Defendant

5 UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
6 (HONORABLE WM. FREMMING NIELSEN)

7 UNITED STATES OF AMERICA,)

8 Plaintiff,)

9 vs.)

10 JARED J. KYNASTON,)

11 Defendant.)

CR-12-016-WFN-1

Motion to File Additional Motions

12 TO: MICHAEL C. ORMSBY, UNITED STATES ATTORNEY
RUSSELL E. SMOOT, ASSISTANT UNITED STATES ATTORNEY
13

14 JARED J. KYNASTON, through counsel, Robert R. Fischer for the
15 Federal Defenders of Eastern Washington and Idaho, respectfully moves
16 the Court to file additional pretrial motions. The reason for this request
17 is:

18 1. To date, approximately 473 pages of discovery have been
19 received but it is believed the discovery process is still on-going, and the
20 defense has filed, or will file a motion to compel discovery, if the
21 government does not effectively respond to verbal or written requests for
22 additional information.

23 2. The undersigned is waiting on records and other evidence
24

1 requested from independent sources but not yet received ordered by the
2 court, and therefore not yet received. Counsel may find the need to file
3 additional pretrial motions, depending on the content of records and
4 other evidence received or not received.

5 3. Last, because the undersigned has been occupied with not only
6 this matter but other matters, more time is needed to evaluate the
7 necessity of having to draft and file additional pretrial motions,
8 including, but not limited, to a motion to suppress. The granting of this
9 request should not prejudice the government as the undersigned is
10 requesting a new trial date.

11 Therefore, it is requested that the Court enter an Order extending
12 the deadline to file pretrial motions, especially motions in limine,
13 discovery motions, and suppression motions, so that the defendant can
14 be adequately and fairly represented.

15
16 Dated: May 11, 2012

17 Respectfully Submitted,

18 S/ Robert R. Fischer
19 WA 21839
20 Attorneys for Kynaston
21 Federal Defenders of
22 Eastern Washington and Idaho
23 10 North Post, Suite 700
24 Spokane, Washington 99201
Telephone: (509) 624-7606
Fax: (509) 747-3539
Email: Robert.Fischer@fd.org

CERTIFICATE OF SERVICE

I hereby certify that on May 11, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following: RUSSELL E. SMOOT, Assistant United States Attorney.

S/ Robert R. Fischer
WA 21839
Attorneys for Kynaston
Federal Defenders of
Eastern Washington and Idaho
10 North Post, Suite 700
Spokane, Washington 99201
Telephone: (509) 624-7606
Fax: (509) 747-3539
Email: Robert_Fischer@fd.org